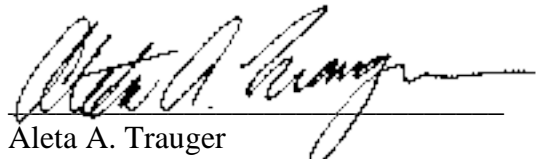


It is readily apparent that the defendant was not acting under color of state law when he charged the plaintiff with stalking him and sought an Order of Protection. Thus, the plaintiff has failed to state a claim against the defendant for which relief can be granted. Under such circumstances, the Court is obliged to dismiss this action *sua sponte*. 28 U.S.C. § 1915(e)(2)(B)(ii).

An appropriate order will be entered.



Aleta A. Trauger
United States District Judge